

## **RESOLUTION NO. 410-09**

### **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SUNNYVALE AMENDING THE OPEN SPACE AND RECREATION SUB-ELEMENT OF THE 1972 GENERAL PLAN TO ADD FIVE NEW POLICIES IDENTIFIED THROUGH THE PARKS OF THE FUTURE STUDY**

WHEREAS, the Department of Community Services has proposed amendments to the 1972 General Plan of the City of Sunnyvale, as amended, by amending the Open Space and Recreation Sub-Element to add five new policies identified through the Parks of the Future Study, as set forth in Report to Council dated November 24, 2009; and

WHEREAS, the proposed amendments to the Open Space and Recreation Sub-Element would not affect the physical environment and therefore no additional environmental review is required; and

WHEREAS, the Planning Commission held a noticed public hearing on the proposed amendment on October 12, 2009, and the Parks and Recreation Commission held a noticed public hearing on the proposed amendment on October 14, 2009, after which the advisory bodies recommended that the City Council adopt the amendment to the Open Space and Recreation Sub-Element; and

WHEREAS, the City Council held a noticed public hearing to consider adoption of the proposed amendment on November 24, 2009, at which time the amendment to the Open Space and Recreation Sub-Element was approved;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SUNNYVALE THAT:


1. The City Council finds and determines that the proposed amendment which adds five new policies to the Open Space and Recreation Sub-Element of the 1972 General Plan of the City of Sunnyvale, as amended, conforms with the requirements provided for in the Sunnyvale Municipal Code, that it is a suitable and logical change of the General Plan for the development of the City of Sunnyvale, and that it is in the public interest.
2. The amendment to the Open Space and Recreation Sub-Element, as adopted, a copy of which is on file in the Office of the City Clerk of the City of Sunnyvale, is hereby incorporated into the 1972 General Plan of the City of Sunnyvale.
3. The Mayor and City Clerk are directed to endorse the amendment to the Open Space and Recreation Sub-Element of the 1972 General Plan of the City of Sunnyvale and to show that the same has been adopted by the City Council.
4. Council finds that the Parks of the Future study has no potential for causing a significant effect to the environment. The subject study suggests administrative policy changes, which by themselves do not have the potential for causing any significant environmental impacts. However, when park construction or related projects are proposed in the future and specific project details are available, California Environmental Quality Act (CEQA) analysis will occur.

4. The City Clerk is directed to file a certified copy of the amendment to the Open Space and Recreation Sub-Element of the 1972 General Plan of the City of Sunnyvale with the Board of Supervisors and the Planning Commission of the County of Santa Clara and the planning agency of each city within the County of Santa Clara. The City Clerk is further directed to file a certified copy of the amendment with the legislative body of each city, the land of which may be included in said plan.

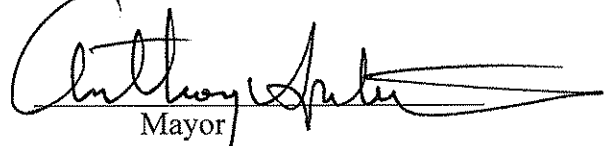
Adopted by the City Council at a regular meeting held on November 24, 2009, by the following vote:

AYES: WHITTUM, SWEGLES, MOYLAN, SPITALERI, CHU, HOWE, HAMILTON  
NOES: NONE  
ABSTAIN: NONE  
ABSENT: NONE

ATTEST:

  
\_\_\_\_\_  
City Clerk  
(SEAL)

APPROVED:

  
\_\_\_\_\_  
Mayor

APPROVED AS TO FORM AND LEGALITY:

  
\_\_\_\_\_  
David E. Kahn, City Attorney